

MEETING NO. 9
MAY 8, 2003

ROLL CALL

INVOCATION - Ms. Cusack
Rev Joseph Sicari, Director of Catholic Charities

PLEDGE OF ALLEGIANCE - Mr. Dusza

TABLED ITEMS: Comm. 20E-2 (2002)

MINUTES OF PREVIOUS MEETING

MISCELLANEOUS RESOLUTIONS:

LARSON, ET AL

Honoring Heather Kerl of
Alden & Sara Jakubczak of
Elma for Rescuing Two
Children from Drowning at
Myrtle Beach, South
Carolina

CUSACK

Honoring Father Joseph
Sicari for Recently Being
Appointed as Diocesan
Director & President of
Catholic Charities of
Buffalo, New York

WEINSTEIN

Honoring Evan Reed for
His Elm Tree Living
Heritage Project

MAJORITY CAUCUS

Honoring the Life of
Honorable Edward A Rath,
Jr. Husband of Senator
Mary Lou & Retired
Justice of the Supreme
Court

DUSZA

Congratulating Tom
O'Donnell for Over 40
Years of Service to the
UAW

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| DUSZA | Honoring St James School 5th Graders Upon Their Completion of D.A.R.E. Program |
| SMITH | Celebrating William Arthur & Inez Hord Upon Their 50th Wedding Anniversary |
| DUSZA | Honoring Volland Electric Upon Their 60th Anniversary of Service to WNY |
| DUSZA & DALE | Honoring Father Anthony Konieczny on His 60th Anniversary of Priesthood |
| DUSZA & DALE | Honoring Father Karl Kolodziejski on His 25th Anniversary of Priesthood |
| DUSZA | Celebrating the 150th Anniversary of Our Lady Help of Christian Chapel Shrine |
| SMITH | Honoring Nurses at ECMC During National Nurses Week |
| HOLT | In Memory of Gerald Patterson |
| HOLT | In Memory of Claude D Clapp |
| MARINELLI & DEBENEDETTI | Honoring the Caruso Family Upon Receiving the Annual "God, Family & Country Day" Award |
| HOLT | Honoring Bishop William Henderson for 50 Years of Service |

LOCAL LAWS:

REFERENCE

| | | |
|------------|---|--|
| LL INT 4-1 | PEOPLES | A LL in Rel to a County-Wide Notification Requirement for Commercial & Residential Lawn Pesticide Application |
| 04/22/02 | | |
| LL INT 4-2 | PEOPLES, MARINELLI & FISHER | A LL in Rel to a County-Wide Notification Requirement for Commercial & Residential Lawn Pesticide Application |
| 08/28/02 | | |
| LL INT 5-1 | SWANICK, FISHER, KUWIK, SCHROEDER, HOLT, PEOPLES, DALE, DUSZA & MARINELLI | A LL in Rel to Mandatory Certification Requirement for Expenditures from Erie County's Tobacco Trust Fund(s) |
| 06/12/02 | | FINANCE & MANAGEMENT |
| LL INT 7-1 | SWANICK, KUWIK, HOLT, SCHROEDER, FISHER, DALE, PEOPLES & DUSZA | A LL Amd LL No.1-1959, Constituting the EC Charter, as Amd, in Rel to Composition of County Legislative Districts |
| 06/24/02 | | |
| LL INT 1-1 | HOLT | A LL Amd EC LL No.5 - 1994, in Rel to Minority-Owned Business & Women-Owned Business Utilization Commitment Contracting with County of Erie |
| 01/21/03 | | |
| LL INT 1-2 | HOLT, SMITH, KUWIK, DALE, SCHROEDER, FISHER, DUSZA, DEBENEDETTI & MARINELLI | A LL Amd EC LL No.5 of 1994, in Rel to Minority-Owned Business & Women-Owned Business Utilization Commitment Contracting with County of Erie |
| 02/07/03 | | ECONOMIC DEVELOPMENT |
| LL INT 2-1 | DALE, HOLT, FISHER, DEBENEDETTI, SMITH, DUSZA & MARINELLI | A LL Amd LL No.1-1959, Const EC Charter, as Amd, in Rel to Composition of the County Legislative Districts |
| 01/29/03 | | |

LL INT 3-1 FISHER & HOLT
01/31/02

A LL in Rel to the
Regulation of Smoking in
Erie County

LL INT 7-1 SCHROEDER, MINORITY
CAUCUS
02/26/03

A LL in Rel to Require-
ment for Apprenticeship
Training Programs by
Contractors &
Subcontractors Under
Contract with Erie County

ECONOMIC
DEVELOPMENT

LL INT 8-1 HOLT
04/30/03

A LL Amd, LL No.1-1959,
as Amd, Cons EC Charter
Sec 1802, & Adm Code Sec
18.02 Sub f - Duty of EC
Executive to Submit
Budget & Capital Program

LL INT 9-1 SWANICK, MAJORITY CAUCUS
05/06/03

A LL in Rel to Equitable
Distribution of Erie
County Legislature's
Recommendation to
Governor for Appointment
to Board of ECMC Corp

LL INT 10-1 HOLT , MINORITY CAUCUS
05/06/03

A LL in Rel to Equitable
Distribution of Erie
County Legislature's
Recommendations to
Governor for Appointment
to Board of ECMC Corp

COMMITTEE REPORTS:

REPORT NO. 2

REGIONALISM AD HOC

REPORT NO. 4

HUMAN SERVICES

LEGISLATORS RESOLUTIONS:

REFERENCE

INTRO 9-1 SWANICK

Appointments to the Board
of Directors of the Erie
County Soil & Water
Conservation District

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| INTRO 9-2 | MAJORITY CAUCUS | Memorializing State Legislation on Anti- Terrorism |
| INTRO 9-3 | FISHER | Expansion of the Niagara Power Project Boundaries to Include the Lake Erie- Niagara River Ice Boom as a Part of the Formal Relicensing Process |
| INTRO 9-4 | HOLT, SMITH & SCHROEDER | Support for the EC-US Department of Housing & Urban Development Dollar Home Agreement |
| INTRO 9-5 | MINORITY CAUCUS | Restoring Essential Funding to ECMC Health Care Network |
| INTRO 9-6 | HOLT, SCHROEDER & KUWIK | EC Support for Buffalo- Niagara Renewal Community |
| INTRO 9-7 | DALE | Request for Information on County Highway Property Found on Private Property |
| INTRO 9-8 | FALKNER | Consideration for Public Benefit Funding |
| INTRO 9-9 | CHASE | Consideration for Public Benefit Funding |
| INTRO 9-10 | DUSZA | Consideration for Public Benefit Funding |
| INTRO 9-11 | MARINELLI | Consideration for Public Benefit Funding |

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| INTRO 9-12 | DEBENEDETTI | Consideration for Public Benefit Funding |
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| INTRO 9-13 | SWANICK & RANZENHOFER | Legislative Personnel Adjustments |
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| INTRO 9-14 | MAJORITY CAUCUS, HOLT, KUWIK, DUSZA, FISHER & SCHROEDER | Transfer of Public Benefit Funding |
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| INTRO 9-15 | CUSACK | Consideration for Public Benefit Funding |
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| INTRO 9-16 | HOLT & DEBENEDETTI | Requesting Information From ECIDA Concerning Status of Advanced Training Center |
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| INTRO 9-17 | MARINELLI | Plan Ahead: A Capital Improvement Planning & Finance Program |
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| INTRO 9-18 | HOLT, MARINELLI, DEBENEDETTI, SCHROEDER & FISHER | Taxpayer Relief, Debt Reduction & Budget Stabilization Act of 2003 |
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COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

COMMUNICATIONS FROM ELECTED OFFICIALS:

REFERENCE

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| 9 | E- 1 | COMPTROLLER | EC Tobacco Asset Securitization Transaction | FINANCE & MANAGEMENT |
| 9 | E- 2 | HOLT & DEBENEDETTI | Letter to Legislator Larson Re: Comm 7E-11 | FINANCE & MANAGEMENT |
| 9 | E- 3 | COMPTROLLER | Proposal to Consolidate City of Buffalo & County of Erie Comptroller's Offices | REGIONALISM AD HOC |
| 9 | E- 4 | COUNTY EXECUTIVE | Reappointments to Erie County Commission on the Status of Women | |
| 9 | E- 5 | RANZNEHOFER & CHASE | Notice of Joint Informational Meeting Re: Central Police Public Safety Campus Project | R&F |
| 9 | E- 6 | COUNTY EXECUTIVE | Appointment to Equal Employment Opportunity Advisory Committee | RFP |

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| 9 | E- 7 | DEBENEDETTI | Copy of Letter to Budget Director Re: Tobacco Asset Securitization | FINANCE & MANAGEMENT |
| 9 | E- 8 | DEBENEDETTI | Letter to Director of Fleet Operations Re: 1st Quarter Report | GOVERNMENT AFFAIRS |
| 9 | E- 9 | COMPTROLLER | Apportionment & Distribution of 4% Sales Tax - 4/03 | FINANCE & MANAGEMENT |
| 9 | E- 10 | SWANICK | Appointment to Erie County Community Coordinating Council on Children & Families | |
| 9 | E- 11 | SWANICK | Appointment to Erie County Community Coordinating Council on Children & Families | |
| 9 | E- 12 | SWANICK | Appointment to Erie County Capital Projects Committee | RFP |
| 9 | E- 13 | HOLT | Copy of Letter to Mayor of City of Buffalo Re: Snowplowing | FINANCE & MANAGEMENT |
| 9 | E- 14 | KUWIK | Copy of Letter to Mayor of Lackawanna Re: Snowplowing | FINANCE & MANAGEMENT |
| 9 | E- 15 | HOLT | Copy of Letter to Budget Director Re: Budget Monitoring Reports | FINANCE & MANAGEMENT |
| 9 | E- 16 | MARINELLI & DEBENEDETTI | Copy of Letter to Comptroller Re: 7E-11 | FINANCE & MANAGEMENT |
| 9 | E- 17 | RANZENHOFER | Waterfront Development Projects Update - Economic Development Committee Meeting | R&F |
| 9 | E- 18 | HOLT | Copy of Letter to Comptroller Re: Erie County's Bonded Indebtedness | FINANCE & MANAGEMENT |

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| 9 | E- 19 | HOLT | Copy of Letter to Comptroller Re: Erie County's Constitutional Debt Limit | FINANCE & MANAGEMENT |
| 9 | E- 20 | HOLT | Copy of Letter to Sheriff Re: Status of Merger of Erie County Holding Center with Buffalo Police Department Cell- Block & Booking Operation | PUBLIC SAFETY |
| 9 | E- 21 | HOLT | Copy of Letter to Budget Director Re: Tobacco Settlement Proceeds | FINANCE & MANAGEMENT |
| 9 | E- 22 | HOLT | Copy of Letter to Budget Director Re: Sale of Tax Liens to NYS | FINANCE & MANAGEMENT |
| 9 | E- 23 | COUNTY EXECUTIVE | Erie County ERP Project | FINANCE & MANAGEMENT |
| 9 | E- 24 | COUNTY EXECUTIVE | Social Services - Hispanics United of Buffalo Contract | HUMAN SERVICES |
| 9 | E- 25 | COUNTY EXECUTIVE | ECSD No.1 - Contract No. 23 - Hyland Avenue Interceptor Sewer Bid Opening | ENERGY & ENVIRONMENT |
| 9 | E- 26 | COUNTY EXECUTIVE | Botanical Gardens - Implementation of Master Plan - A\E Agreement | ECONOMIC DEVELOPMENT |
| 9 | E- 27 | COUNTY EXECUTIVE | Addition of 6 RPT Laborers to Settle Various Grievances | ECONOMIC DEVELOPMENT |
| 9 | E- 28 | COUNTY EXECUTIVE | District Attorney - Comprehensive Assault, Abuse & Rape Grant | GOVERNMENT AFFAIRS |
| 9 | E- 29 | COUNTY EXECUTIVE | ECSD No.6 - Transfer of Funds | ENERGY & ENVIRONMENT |
| 9 | E- 30 | COUNTY EXECUTIVE | CPS Forensic Lab - No Suspect Casework DNA Backlog Reduciton Grant | PUBLIC SAFETY |

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| 9 | E- 31 | COUNTY EXECUTIVE | Probation & Youth Detention Services - Purchase of Contract | PUBLIC SAFETY |
| 9 | E- 32 | COUNTY EXECUTIVE | Health - Lease Renewal Agreement - 499 Franklin Street | HUMAN SERVICES |
| 9 | E- 33 | COUNTY EXECUTIVE | Health - Supplemental Aid to Localities Grant - Medical Examiner's Toxicology Lab - 4/1/01 8/31/03 - Project No. 572 | HUMAN SERVICES |
| 9 | E- 34 | LARSON | Consolidated Sales Tax Items | FINANCE & MANAGEMENT |
| 9 | E- 35 | COUNTY EXECUTIVE | Health - Bathing Beach Water Quality Monitoring & Notification Program - 5/1/03 - 9/15/03 | HUMAN SERVICES |
| 9 | E- 36 | COUNTY EXECUTIVE | Office of Traffic Safety -Child Passenger Seat Instructors | PUBLIC SAFETY |
| 9 | E- 37 | COUNTY EXECUTIVE | 2003 STOP-DWI Grant - Revisions for Governor's Traffic Safety Committee Police Lifesaver Patrols Contract | PUBLIC SAFETY |
| 9 | E- 38 | COUNTY EXECUTIVE | Ralph Wilson Stadium - 2003 Improvements - Suite Renovations | |
| 9 | E- 39 | COUNTY EXECUTIVE | Agreement with NYSDOT - Ridge Road & Seneca Street | ECONOMIC DEVELOPMENT |
| 9 | E- 40 | COUNTY EXECUTIVE | Erie County Fuel Management System, Phase II | ECONOMIC DEVELOPMENT |
| 9 | E- 41 | COUNTY EXECUTIVE | Emergency Services - Acceptance of 5 Trailers & Accompanying Equipment from NYS Emergency Management Office | PUBLIC SAFETY |

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| 9 | E- 42 | COUNTY EXECUTIVE | Agreement with NYSDOT - East Church Street Bridge | ECONOMIC DEVELOPMENT |
| 9 | E- 43 | COUNTY EXECUTIVE | Erie County Southtowns Sewage Treatment Agency - Engineering Services Agreements | ENERGY & ENVIRONMENT |
| 9 | E- 44 | COUNTY EXECUTIVE | ECSD No.1 - Contract No. 17 - Losson Subtrunk Sanitary Sewer Bid Opening | ENERGY & ENVIRONMENT |
| 9 | E- 45 | COUNTY EXECUTIVE | Erie County Southtowns Sewage Treatment Agency - Sand Filter Process & Secondary Clarifier Modifications - Bid Opening | ENERGY & ENVIRONMENT |
| 9 | E- 46 | COUNTY EXECUTIVE | ECSD No.2 - Route 5 (Derby) - Lakecrest Gardens - Rehabilitation Sanitary Services | ENERGY & ENVIRONMENT |
| 9 | E- 47 | COUNTY EXECUTIVE | ECSSTA & ECSD Nos. 1, 3, 4 & 5 - Energy Performance Contract Design Services | ENERGY & ENVIRONMENT |
| 9 | E- 48 | COUNTY EXECUTIVE | ECSD No. 2 - Disinfection Upgrade - Big Sister Creek Wastewater Treatment Plant | ENERGY & ENVIRONMENT |
| 9 | E- 49 | COUNTY EXECUTIVE | ECSD No. 2 - Stearns & Wheler - Engineering Agreement Close-Out - A/E Agreement Dated 11/5/98 | ENERGY & ENVIRONMENT |
| 9 | E- 50 | COUNTY EXECUTIVE | ECSD No. 5 - Pratt & Huth Associates - Agreement Dated 9/24/98 - Contract Close-Out | ENERGY & ENVIRONMENT |
| 9 | E- 51 | COUNTY EXECUTIVE | EC/ECSSTA - NYS Water Pollution Control Revolving Loan Program | ENERGY & ENVIRONMENT |
| 9 | E- 52 | COUNTY EXECUTIVE | EC/ECSSTA - Southtowns Advanced Wastewater Treatment Facility Energy Performance Program | ENERGY & ENVIRONMENT |

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| 9 | E- 53 | COUNTY EXECUTIVE | Episcopal Community Housing Development Organization | HUMAN SERVICES |
| 9 | E- 54 | COUNTY EXECUTIVE | 2003 Federal Emergency Shelter Grant Program Contract for Flare | HUMAN SERVICES |
| 9 | E- 55 | COUNTY EXECUTIVE | Erie County Parks System Master Plan - Consultant Contract Amendment\ Planning Services | FINANCE & MANAGEMENT |
| 9 | E- 56 | COUNTY EXECUTIVE | Erie County Regional Public Safety Campus - Demolition & Site Preparations - Bid Package No. 1 | |
| 9 | E- 57 | COUNTY EXECUTIVE | Agreement with NYSDOT - Youngs Road & Aero Drive Intersection | ECONOMIC DEVELOPMENT |
| 9 | E- 58 | COUNTY EXECUTIVE | Agreement with NYSDOT - Abbott Road Overlay | ECONOMIC DEVELOPMENT |
| 9 | E- 59 | COUNTY EXECUTIVE | Agreement with NYSDOT - Intersection Reconstruc- tion at Maple Road at Flint Road & North Forest Road & Hopkins Road | ECONOMIC DEVELOPMENT |
| 9 | E- 60 | COUNTY EXECUTIVE | Emergency Services - Revision of All-Hazard Mitigation Plan Grant Legislation from NYS Emergency Management Office | PUBLIC SAFETY |
| 9 | E- 61 | COUNTY EXECUTIVE | Emergency Services - Acceptance of Award to Establish Grant from NYSEMO to Upgrade EC Comprehensive Emergency Management Plan | PUBLIC SAFETY |
| 9 | E- 62 | COUNTY EXECUTIVE | Senior Services - Authorization to Contract with Nutrition Site New Owner | HUMAN SERVICES |

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| 9 | E- 63 | COUNTY EXECUTIVE | Senior Services - Authorization to Amend RSVP Grant Budget | HUMAN SERVICES |
| 9 | E- 64 | COUNTY EXECUTIVE | Social Services - West Side Delinquency Prevention Program | HUMAN SERVICES |
| 9 | E- 65 | COUNTY EXECUTIVE | Parks, Recreation & Forestry - State Aid for Snowmobile Development, 2002 - 2003 | ENERGY & ENVIRONMENT |
| 9 | E- 66 | COUNTY EXECUTIVE | Erie County Parks System Master Plan Capital Improvements | FINANCE & MANAGEMENT |
| 9 | E- 67 | COUNTY EXECUTIVE | District Attorney - Multi-Jurisdictional Program Grant | GOVERNMENT AFFAIRS |
| 9 | E- 68 | COUNTY EXECUTIVE | Erie County Community Coordinating Council on Children & Families - Authorization to Enter Into Contract with Act for Youth Project | HUMAN SERVICES |
| 9 | E- 69 | COMPTROLLER | Bond Resolution - Amending Bond Resolution Adopted 4/5/01 to Amend Project Description | FINANCE & MANAGEMENT |
| 9 | E- 70 | COMPTROLLER | Bond Resolution - Various Capital Projects - \$41,736,757 | |
| 9 | E- 71 | SHERIFF | Personnel Adjustments | PUBLIC SAFETY |
| COMMUNICATIONS FROM THE DEPARTMENTS: | | | | REFERENCE |
| 9 | D- 1 | DEP | Memo Re: ECSD No.3 Bond Resolution - \$500,000 | ENERGY & ENVIRONMENT |
| 9 | D- 2 | DEP | SEQR - Negative Declara- tion Re: Bethlehem Park Rehab\Replacement | ENERGY & ENVIRONMENT |

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| 9 | D- 3 | DPW | Status of Troy & Banks Contract | ENERGY & ENVIRONMENT |
| 9 | D- 4 | ECMC | Notice of Rescheduled Finance Committee Meeting | R&F |
| 9 | D- 5 | BUFFALO & ERIE COUNTY PUBLIC LIBRARY | Agenda & Minutes of Board of Trustees Meeting | R&F |
| 9 | D- 6 | COUNTY ATTORNEY | Transmittal of New Claim Against Erie County | GOVERNMENT AFFAIRS |
| 9 | D- 7 | ECMC | Agenda & Minutes of Board Meeting | R&F |
| 9 | D- 8 | DEP | Calling a Public Hearing for Considering an Increase & Improvement of ECSD No.3 | ENERGY & ENVIRONMENT |
| 9 | D- 9 | DEP | Calling a Public Hearing for Considering an Increase & Improvement of Erie County Southtowns Sewage Treatment Agency | ENERGY & ENVIRONMENT |
| 9 | D- 10 | ECMC | Financial Statements for March 2003 | R&F |
| 9 | D- 11 | BUDGET, MANAGEMENT & FINANCE | Budget Monitoring Report for Period Ending 3/31/03 | FINANCE & MANAGEMENT |
| 9 | D- 12 | DPW | SEQR - Negative Declaration - Improvements to NY Route 325, Sheridan Drive at Kenmore Avenue | ENERGY & ENVIRONMENT |
| 9 | D- 13 | ECC | Board Meeting Agenda & Minutes | R&F |
| 9 | D- 14 | ECC | Meeting Notice | R&F |
| COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES: | | | | REFERENCE |
| 9 | M- 1 | SENATOR RATH | Receipt of Resolution | R&F |

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| 9 | M- 2 | NIAGARA COUNTY LEGISLATURE | Resolution Re: Equitable & Dedicated Share of NYS Wireless Surcharge | PUBLIC SAFETY |
| 9 | M- 3 | JOAN GOODRICH | Copy of Letter to County Executive Re: ECC | R&F |
| 9 | M- 4 | COUNTY OF LEWIS BOARD OF LEGISLATORS | Resolution Re: NYS Assembly Bill No. A04901 - Operation of Snowmobiles | PUBLIC SAFETY |
| 9 | M- 5 | COUNTY OF LEWIS BOARD OF LEGISLATORS | Resolution Re: NYS Assembly Bill No. A06291 - Boating While Intoxicated | PUBLIC SAFETY |
| 9 | M- 6 | COUNTY OF LEWIS BOARD OF LEGISLATORS | Resolution Re: NYS Assembly Bill No. A03905 - Recreational Vehicle Usage | PUBLIC SAFETY |
| 9 | M- 7 | COUNTY OF LEWIS BOARD OF LEGISLATORS | Resolution Re: NYS Assembly Bill No. A01084 - Maximum Speed Limit for Snowmobiles | PUBLIC SAFETY |
| 9 | M- 8 | ECIDA | Minutes of Board Meeting Held 4/16/03 | R&F |
| 9 | M- 9 | BETTY CARR MORROW | NYS Smoking Law Effective 7/1/03 | R&F |
| 9 | M- 10 | SENATOR RATH | Receipt of Resolutions | R&F |
| 9 | M- 11 | SENATOR CLINTON | Bethlehem Steel's Retiree Health Benefits | R&F |
| 9 | M- 12 | ASSEMBLYMAN SMITH | NYS Wireless Surcharge | PUBLIC SAFETY |
| 9 | M- 13 | AFSCME LOCAL 650 | Merger of County & City Comptroller's Offices | REGIONALISM AD HOC |
| 9 | M- 14 | SENATOR RATH | Receipt of Resolution | R&F |
| 9 | M- 15 | REGION 9 FOREST PRACTICE BOARD | Minutes of Meeting Held 4/10/03 | R&F |

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| 9 | M- 16 | CENTER FOR DISEASE CONTROL & PREVENTION | Information Re: Smallpox & Smallpox Vaccine | HUMAN SERVICES |
| 9 | M- 17 | CITY OF BUFFALO | Sharing of the 8th Penny of Sales Tax | FINANCE & MANAGEMENT |
| 9 | M- 18 | ECIDA | Notice of Meeting to be Held 5/14/03 | R&F |
| 9 | M- 19 | EC MENTAL HYGIENE COMMUNITY SERVICES BOARD | Agenda & Minutes | R&F |
| 9 | M- 20 | NYSDEC | 1996 Clean Water - Clean Air Bond Act Project Bulletin - Trinidad Park | R&F |

MEMORIAL RESOLUTIONS:

ADJOURNMENT: